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A district judge may accept, reject, or modify, in whole or in part, the findings and recommendations of the Magistrate Judge. *See DeLuca v. Lord*, 858 F. Supp. 1330, 1345 (S.D.N.Y. 1994); *Walker v. Hood*, 679 F. Supp. 372, 374 (S.D.N.Y. 1988). As to those portions of a report to which no "specific written objections" are made, the Court may accept the findings contained therein, as long as the factual and legal bases supporting the findings are not clearly erroneous. *See Fed. R. Civ. P. 72(b)*; *Thomas v. Arn*, 474 U.S. 140, 149 (1985); *Greene v. WCI Holdings Corp.*, 956 F. Supp. 509, 513 (S.D.N.Y. 1997).

Having conducted a review of the full record and the applicable law, and having reviewed the R&R for clear error, the Court adopts the findings and recommendations contained in the R&R in their entirety.¹ Accordingly,

IT IS HEREBY ORDERED that the case shall be administratively closed.

IT IS FURTHER ORDERED that the case shall be re-opened immediately and restored to the Court's active docket upon plaintiff informing the Court by letter that he is able to complete discovery, in particular that he is able to complete his revised narrative statement, exhibit list, witness list, and summary of testimony.

IT IS FURTHER ORDERED that plaintiff shall update the Court on the status of this action by March 31, 2010.

SO ORDERED.

JOSEPH F. BIANCO
UNITED STATES DISTRICT JUDGE

Dated: November 30, 2009
Central Islip, NY

¹ Even under a de novo standard of review, the Court would adopt the R&R in its entirety for the same reasons contained in the R&R.